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ALBERT CHING

15 UNITED STATES DISTRICT COURT

16 NORTHERN DISTRICT OF CALIFORNIA

17 ALBERT CHING, an individual, on behalf
of himself and others similarly situated,

18 Plaintiff,

19 v.

20 SIEMENS INDUSTRY, INC., a Delaware
21 corporation; and DOES 1 through 50,
inclusive,

22 Defendants.
23

Case No. C 11 4838 MEJ

JOINT STATUS REPORT

AND ORDER THEREON

24 Plaintiff ALBERT CHING (“Plaintiff”) and Defendant SIEMENS INDUSTRY, INC.
25 (“Defendant”) (collectively, “Parties”), hereby submit this Joint Status Report pursuant to the
26 Court’s October 3, 2012 Order Requesting Status Update.

27 On August 27, 2012, the Parties attended a mediation session presided over by
28 Michael Dickstein, Esq., a mediator with significant experience in wage and hour class actions.

Each Party was represented by respective counsel during the good-faith negotiations facilitated by Mr. Dickstein. While the Parties were unable to reach agreement at the mediation, the Parties continued to negotiate for weeks following the mediation. At the conclusion of the additional negotiations, in September 2012, the Parties reached a tentative settlement.

The Parties are currently working out the details of the final settlement and expect to file the Motion for Preliminary Approval of Settlement and Notice and Setting Final Approval Hearing within sixty (60) days.

Dated: October 4, 2012

/s/ R. Bryan Dixon
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Dated: October 4, 2012

/s/ David H. Yeremian
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The parties shall file a motion for preliminary approval or joint status report by December 6, 2012.

